

FIRST CONSIDERATION

AGENDA ITEM XI-I

Consideration of the review and re-adoption of Sections 22.41 and 22.42 of Board rules in accordance with Texas Government Code, Section 2001.039, concerning the Provisions for the State Student Incentive Grant Program for Students, and simultaneously proposing amendments to Sections 22.41 and 22.42, concerning the the Leveraging Educational Assistance Grant Program for Students at Independent Institutions (First Consideration)

RECOMMENDATION: Review and readopt Sections 22.41 and 22.42 concerning the State Student Incentive Grant Program for Students at Independent Institutions and simultaneously propose amendments to Sections 22.41 and 22.42, concerning the Leveraging Educational Assistance Grant Program for Students at Independent Institutions

Summary:

Section 2001.039 of the Texas Government Code requires that each rule adopted by the Board after September 1, 1997, be reviewed within four years of the date it was adopted and every four years thereafter to assess whether the reason for adopting the rule continues to exist.

Notice of the proposed re-adoption of the sections listed above were filed on February 10, 2004, and appeared in the February 20, 2004, issue of the Texas Register. No comments were received concerning the re-adoption of these sections.

The reasons for the rules in these sections continue to exist because the Coordinating Board continues to have statutory responsibilities relating to all institutions of higher education in regard to issues covered by these rules. The staff therefore recommends re-adoption. The text of these sections can be viewed on the Coordinating Board's web site at <http://www.theccb.state.tx.us/CBRules/tac.cfm>.

Staff is recommending that the Board simultaneously propose amendments to both Section 22.41 and Section 22.42 to reflect the federal name change for the program from the State Student Incentive Grant Program to the Leveraging Educational Assistance Grant Program. Information has also been added to Section 22.42 to reflect federal student eligibility requirements and restrictions that recipients have to meet in addition to the requirements of the Tuition Equalization Grant Program.

Purpose:

Staff recommends these changes to Board rules to bring rules up to date with respect to the program title and to clarify student eligibility requirements.

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Impact (including fiscal):

No fiscal impact is anticipated.

Advisory Committee Statement:

The Advisory Committee has not had an opportunity to review these rules.

Legal Consideration:

Approved by the Office of General Counsel _____ Date: _____

The proposed amendments have been prepared in the following format:

- New language is in lowercase, underlined, and shaded.
- Deleted language is bracketed and struck through.
- When new language replaces deleted language, the new language precedes the deleted language